

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Subsection (b) of 35 USC 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA)	Application No.	08/653,114
	Filing Date	May 24, 1996
	First Named Inventor	FALCK-PEDERSEN #45/R.T.
	Group Art Unit	1635
	Examiner Name	SCHNIZER, R.
	Attorney Docket No	201895

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

NOTE: 37 CFR 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 CFR 1.63(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 18, 2000); Interim Rule, 65 Fed. Reg. 14965 (Mar. 20, 2000). 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 CFR 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on May 15, 2002.
 (Any unentered amendment(s) referred to above will be entered.)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other:
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Form PTO-1449
- v. ☐ Copies of documents listed in Form PTO-1449
- vi. ☐ Other:

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103 for a period of months. (Period of suspension shall not exceed 3 months; fee under 37 CFR 1.17(i) required.)
- b. ☒ Applicant claims small entity status. See 37 CFR 1.27
- c. ☐ Other:


3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The following fees are enclosed:
- i. ☒ RCE fee of \$370.00 (small entity) required under 37 CFR 1.17(e) \$370.00
- ii. ☒ One-month extension of time fee of \$55.00 (37 CFR 1.136 and 1.17) \$55.00
- iii. ☐ Suspension of action fee of \$130.00 (37 CFR 1.17(i))
- iv. ☐ Other:

TOTAL FEES ENCLOSED \$425.00


- b. ☐ Check in the amount of \$ enclosed
- c. ☒ The Commissioner is hereby authorized to charge the above fees to Deposit Account No. 12-1216
- d. ☒ The Commissioner is hereby authorized to charge any deficiencies in the above fees or to credit any overpayments to Deposit Account No. 12-1216

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	Heather R. Kissling	Registration No. (Attorney/Agent)	45,790
Signature		Date	August 2, 2002

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this RCE Transmittal and all accompanying documents, on August 2, 2002, are ☐ being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or ☒ being facsimile transmitted to the U.S. Patent and Trademark Office (703-746-7454). 01 FC:2801 370.00 CH

Name (Print/Type)	AMANDA BARRY	02 FC:2251	55.00 CH
Signature		Date	August 2, 2002

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DATE: NOVEMBER 13, 2002

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OUR REFERENCE: 201895

FROM: HEATHER KISSLING
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TO: EXAMINER R. SCHNIZER
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C.

TELEPHONE NUMBER: (703) 306-5441
FACSIMILE NUMBER: (703) 746-5338

In re Application of: Falck-Pedersen
Serial No. 08/653,114
Filed: May 24, 1996
For: ADENOVIRUS GENE EXPRESSION SYSTEM

GROUP ART UNIT: 1632
EXAMINER: R. SCHNIZER

MESSAGE:

PER YOUR REQUEST, THE RCE REQUEST FILED IN THE ABOVE-CAPTIONED APPLICATION ON AUGUST 2, 2002, IS ATTACHED. THE CONFIRMATION OF THE FAX TRANSMITTAL TO THE PTO ALSO IS ATTACHED FOR YOUR RECORDS. IF YOU REQUIRE ANY FURTHER DOCUMENTS OR INFORMATION, PLEASE DO NOT HESITATE TO CONTACT ME AT THE TELEPHONE NUMBER ABOVE. THANK YOU FOR YOUR ATTENTION TO THIS MATTER.

A confirmation copy of the transmitted document will:

☒ Not be sent. This will be the only form of delivery of the transmitted document.

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